

Keith A. Ketterling, OSB No. 913368

Email: kketterling@stollberne.com

Timothy S. DeJong, OSB No. 940662

Email: tdejong@stollberne.com

Jacob S. Gill, OSB No. 033238

Email: jgill@stollberne.com

Nadia H. Dahab, OSB No. 125630

Email: ndahab@stollberne.com

STOLL STOLL BERNE LOKTING
& SHLACHTER P.C.

209 S.W. Oak Street, Fifth Floor

Portland, Oregon 97204

Telephone: (503) 227-1600

Facsimile: (503) 227-6840

Attorneys For Moving Parties

[Additional Counsel of Record Listed on Signature Page]

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF OREGON

PORTLAND DIVISION

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

AEQUITAS MANAGEMENT, LLC;
AEQUITAS HOLDINGS, LLC; AEQUITAS
COMMERCIAL FINANCE, INC.,
AEQUITAS CAPITAL MANAGEMENT,
INC; AEQUITAS INVESTMENT
MANAGEMENT, LLC; ROBERT J.
JESENIK; BRIAN A. OLIVER; and N.
SCOTT GILLIS,

Defendants.

Case No. 3:16-cv-00438-PK

**UNOPPOSED MOTION FOR
ORDER**

**EXPEDITED CONSIDERATION
REQUESTED**

Motion

Lawrence Ciuffitelli, Greg and Angela Julien, James and Susan MacDonald, R.F. MacDonald Co., Andrew Nowak, and William Ramstein file this unopposed motion for an order allowing them to file the Class Action Complaint that they provided to the Receiver and to the SEC on March 29, 2016.

The moving parties have conferred with the Receiver and the SEC. **The Receiver and the SEC do not oppose this motion.** The moving parties seek to assert claims that are exclusive to investors. Accordingly, the moving parties' claims would be allowed under the provisions of the [Proposed] Order Appointing Receiver filed by the Securities and Exchange Commission on March 24, 2016 [Dkt. No. 92-1] (the "Receivership Order").

Because the Receiver and the SEC do not oppose this motion, and because the moving parties' claims would not be prohibited by the terms of the Receivership Order, there is no basis to enjoin the filing of the moving parties' claims. On the granting of this motion, the moving parties will withdraw their pending objections to the Receivership Order.

DATED this 4th day of April, 2016.

STOLL STOLL BERNE LOKTING &
SHLACHTER P.C.

By: /s/Timothy S. DeJong

Keith A. Ketterling, OSB No. 913368

Timothy S. DeJong, OSB No. 940662

Jacob S. Gill, OSB No. 033238

Nadia H. Dahab, OSB No. 125630

209 SW Oak Street, Suite 500

Portland, OR 97204

Telephone: (503) 227-1600

Facsimile: (503) 227-6840

Email: kketterling@stollberne.com

tdejong@stollberne.com

jgill@stollberne.com

ndahab@stollberne.com

-And-

PAGE 1 - INVESTOR PLAINTIFFS' UNOPPOSED MOTION FOR ORDER

Steve W. Berman

Karl P. Barth

HAGENS BERMAN SOBOL & SHAPIRO LLP

1918 Eighth Avenue, Suite 3300

Seattle, WA 98101

Telephone: (206) 623-7292

Facsimile: (206) 623-0594

Email: steve@hbsslaw.com

karlb@hbsslaw.com

Attorneys for Moving Parties

PAGE 2 - INVESTOR PLAINTIFFS' UNOPPOSED MOTION FOR ORDER

STOLL STOLL BERNE LOKTING & SHLACHTER P.C.

209 S.W. OAK STREET, SUITE 500

PORTLAND, OREGON 97204

TEL. (503) 227-1600 FAX (503) 227-6840